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July 21, 2020

VIA ECF

Hon. Sanket J. Bulsara
United States Magistrate Judge
United States District Court for the
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

**Re: *Hamilton v. City of New York, et al.*
No. 15 cv 4574 (CBA)(SJB)**

Dear Judge Bulsara,

This firm represents Novo Law Firm, P.C. ("Novo") with respect to the fee dispute between incoming and outgoing counsel for the plaintiff. I write pursuant to your Order, dated July 17, 2020, which requires the parties to this dispute to obtain leave of the Court before making further filings. Novo respectfully requests leave to submit additional argument with respect to plaintiff Derrick Hamilton's recently submitted affidavit regarding the fee dispute (Docket No. 196-1). The affidavit contradicts representations by Elefterakis, Elefterakis & Panek ("EEP") that Mr. Hamilton affirmatively discharged Novo's co-counsel, Mr. Brettschneider, "for cause" (Docket No. 187). EEP made the same allegation as to Novo in a reply submission (Docket No. 190) after indicating in its main motion papers that Novo and all other counsel were entitled to *quantum meruit* compensation (Docket No. 177).

Without attacking anyone, Novo has made only one submission articulating its work on behalf of Mr. Hamilton. EEP's allegation that Mr. Hamilton discharged Novo "for cause" came only afterwards. Without further submissions or a hearing on the important threshold question of whether or not Novo (or other counsel) was discharged "for cause," we believe the record will be incomplete.

Respectfully submitted,

s/ J. Richard Supple, Jr.
J. Richard Supple, Jr.

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